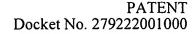
PTO/SB/21 (09-04) Approved for use through 07/31/2006. OMB 0651-0031 U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE der the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number. Application Number 10/602,826 Filing Date **TRANSMITTAL** June 25, 2003 First Named Inventor **FORM** Takaaki KUBODERA Art Unit 3749 (to be used for all correspondence after initial filing) Examiner Name J. Lu Attorney Docket Number Total Number of Pages in This Submission 4 279222001000 ENCLOSURES (Check all that apply) After Allowance Communication Fee Transmittal Form Drawing(s) to TC Appeal Communication to Board of Fee Attached Licensing-related Papers Appeals and Interferences Appeal Communication to TC x Amendment/Reply Petition (Appeal Notice, Brief, Reply Brief) Petition to Convert to a After Final Proprietary Information Provisional Application Power of Attorney, Revocation Affidavits/declaration(s) Status Letter Change of Correspondence Address Other Enclosure(s) (please X Otner Endison Identify below): Extension of Time Request Terminal Disclaimer Return Receipt Postcard **Express Abandonment Request** Request for Refund Information Disclosure Statement CD, Number of CD(s) Certified Copy of Priority Landscape Table on CD Document(s) Reply to Missing Parts/ Remarks Incomplete Application Reply to Missing Parts under 37 CFR 1.52 or 1.53 SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT Firm Name MORRISON & FOERSTER LLP Signature Printed name Barry E. Bretschneider

Reg. No.

28,055

Date

February 23, 2006





IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Examiner: Jiping Lu

Group Art Unit: 3749

In the application of:

Takaaki KUBODERA et al.

Serial No.:

10/602,826

Filing Date:

June 25, 2003

For:

METHOD AND DEVICE FOR DYEING

LENSES

RESPONSE UNDER 37 CFR 1.111

MS Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

In response to the Action mailed February 8, 2006, please reconsider this application in light of the following Remarks:

REMARKS

The pending Action issued pursuant to the withdrawal of this application from issue. In the decision withdrawing this application from issue, the Director of Technology Center 3700 stated that "[t]he application is being withdrawn from issue to permit reopening of prosecution, due to newly discovered prior art." Needless to say, when applicants received the pending Action, they were flabbergasted to learn that the Examiner was citing no "newly discovered prior art" at all and instead reinstated one old rejection applicants had previously overcome and added a new rejection based on prior art previously of record. Under the circumstances, applicants are entitled to know what prior art the Director of Technology Center 3700 had in mind when he